

1           LAW OFFICES  
 2           **MANOLIO & FIRESTONE, PLC**

3           8686 E. San Alberto Drive  
 4           Scottsdale, Arizona 85258  
 5           (480) 222-9100

6           [vmanolio@mf-firm.com](mailto:vmanolio@mf-firm.com)

7           Veronica L. Manolio, SBN 020230

8           *Attorneys for Tucker Defendants, Counterclaimants,  
 9           And Third-Party Claimants*

10           **IN THE UNITED STATES DISTRICT COURT**

11           **IN AND FOR THE DISTRICT OF ARIZONA**

12           Labor Smart, Inc.

13           Plaintiff,

14           v.

15           Jason and Melissa Tucker,

16           Defendants.

17           And related Counterclaims  
 18           and Third-Party Claims.

19           Case No. 2:22-cv-00357-PHX-DJH

20           **JOINT STATUS REPORT**

21           (Before the Hon. D. Humetewa)

22           Pursuant to the Court's Scheduling Order (Doc. 212, ¶8), undersigned counsel and  
 23           Spencer Freeman each attempted to contact Plaintiff's Counsel (Paul Levine) for the  
 24           purpose of drafting a Joint Status Report as ordered (regarding the status of settlement  
 25           efforts). Mr. Levine acknowledged receipt of both counsels' messages but has not yet  
 26           participated in a Joint Report. To avoid missing the deadline, undersigned counsel  
 (Manolio) and counsel Freeman jointly file this Status Report to advise:

27           After Judge Tuchi entered the prior Scheduling Order (Doc. 193), the Motion to  
 28           Disqualify the Tuckers' Counsel (Doc. 195) was filed/pending. The Tuckers' counsel  
 29           agreed to postpone scheduling a settlement conference with Magistrate Judge Kimmons  
 30           until the disqualification issue was resolved, for fear that settlement may be affected or  
 31           rendered null. Now that this Court has resolved the disqualification issue and has  
 32           permitted the Tuckers' counsel to continue representation, the Tuckers fully agree that

1 settlement should be promptly revisited and a settlement conference should be completed  
2 as soon as possible with the assigned Magistrate Judge.

3 These counsel now jointly ask that this Court allow additional time for them to  
4 contact Magistrate Judge Kimmons' court for scheduling an in-person settlement  
5 conference to occur no later than **June 30, 2025**. This deadline is suggested so that, if  
6 settlement is not successful, the Parties can still timely comply with the Court's current  
7 scheduling Order (Doc. 212) and in the interest of expediency given the prior delay.

8 This request is made in good faith, and undersigned files with permission and  
9 agreement of Spencer Freeman to make this a "joint" request of these counsel. This  
10 pleading is not intended to assert Mr. Levine's position, since he has not yet made his  
11 position known.

12 RESPECTFULLY SUBMITTED this 9<sup>th</sup> day of May, 2025.

13 **MANOLIO & FIRESTONE, PLC**

14 By: /s/ Veronica L. Manolio  
15 Veronica L. Manolio  
16 8674 E. San Alberto Drive  
17 Scottsdale, Arizona 85258  
18 *Attorneys for the Tucker Defendants,  
19 Counterclaimants, and Third-Party Claimants*

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